

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 22 2001
Returned to applicant for correction APR 12 2001
Corrected application filed APR 18 2001
Map filed SEP 10 1996 UNDER 62260

The applicant **TRI Water and Sewer Company** hereby makes application for permission to change the **Point of Diversion, Manner and Place of Use of a portion** of water heretofore appropriated under **Permit 35582**

1. The source of water is **Underground**
2. The amount of water to be changed **1.249 CFS, not to exceed 285.6 acre-feet.**
3. The water to be used for **Industrial and Domestic**
4. The water heretofore permitted for **Quasi-Minicipal and Domestic**
5. The water is to be diverted at the following point **NE¼ NE¼ (lot 1), Section 1, T.19N., R.22E., M.D.B. & M. or at a point from which the NE Corner of said Section 1 bears N.47° 55' 07"E., a distance of 1743.31 feet.**
6. The existing permitted point of diversion is located within **SE¼ NW¼, Section 8, T.20N., R.24E., M.D.B. & M. or at a point from which the W¼ Corner of said Section 8 bears S. 64° 40' 10" W., a distance of 2769.9 feet.**
7. Proposed place of use **See Exhibit "A"**
8. Existing place of use **S½ NW¼, portions of NW¼ NE¼, SW¼ NE¼, NW¼ SW¼, NE¼ SW¼ SW¼ SW¼, Section 8 T.20N., R.24E., M.D.B. & M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled well, equipped with pump, motor, meter, and distribution system.**
12. Estimated cost of works **\$500,000.00**
13. Estimated time required to construct works **Two (2) years.**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) years.**
15. Remarks: **Water is being transferred for the purpose of serving an industrial, commercial and warehouse complex and for other uses within the complex. Total combined duty with**

application 66635 is not to exceed 285.6 acre-feet annually. Use map filed under Permit 62262 for proposed point of diversion

By Gregory M. Bilyeu
s/ Gregory M. Bilyeu
500 Damonte Ranch Parkway, Suite 1056
Reno, NV 89511

Compared cm/cm³ ds/cm³

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 35582, is issued subject to the terms and conditions imposed in said Permit 35582, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 66635 and 67363 shall not exceed 285.6 acre-feet annually.

The total combined duty of water under Permits 61778, 62256, 62257, 62258, 62260, 62261, 62262, 62263, 63884, 65603, 66533, 66534, 66635 and Permit 67363 shall not exceed 3191.78 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of Permits 66635 and 67363 reduces the total combined duty of Permits 35581 and 35582 to 18.737 million gallons annually.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.249 cubic feet per second, **but not to exceed 285.6 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

June 26, 2003

Proof of completion of work shall be filed before:

July 26, 2003

Water must be placed to beneficial use on or before:

June 26, 2004

Proof of the application of water to beneficial use shall be filed on or before:

July 26, 2004

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 30th day of, January A.D. 2002


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

EXHIBIT "A"

7. Proposed Place of Use**T.19N., R.21E. M.D.B. & M.**

Section 1, 2, W $\frac{1}{2}$ Section 11

T.19N., R.22E., M.D.B. & M.

Sections 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, 13, 14, 15, 16, N $\frac{1}{2}$ Section 23, N $\frac{1}{2}$ Section 24

T.19N., R.23E., M.D.B. & M.

Sections 5, 6, 7, 8, 17, 18, 19, 20, 21, W $\frac{1}{2}$ Section 9, W $\frac{1}{2}$ Section 16, W $\frac{1}{2}$ Section 22

T.20N. R.21E., M.D.B. & M.

Section 36

T.20N., R.22E., M.D.B. & M.

Sections 31, 32, 36, S $\frac{1}{2}$ Section 33, S $\frac{1}{2}$ and the S $\frac{1}{2}$ N $\frac{1}{2}$ Section 34

T.20N. ,R.23E. M.D.B.&M.

Sections 31, 32, S $\frac{1}{2}$ Section 29, S $\frac{1}{2}$ Section 30

Use maps on file under Applications 66533 and 66635 to illustrate the above proposed place of use.

March 22, 2001